

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

ATTY.'S DOCKET: SOLOMON2B.2

In re Application of: ) Conf. No.: 9533  
Beka SOLOMON et al. )  
Appln. No.: 10/749,522 ) Art Unit: 1649  
Filed: January 2, 2004 ) Examiner: K. A. Ballard  
For: AGENTS AND COMPOSITIONS AND ) Washington, D.C.  
METHODS UTILIZING SAME USEFUL )  
IN DIAGNOSING AND/OR TREATING ... ) October 15, 2007

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building, Mail Stop AF  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final rejection (or the rejection of claims for at least the second time), dated \_\_\_, of the Primary Examiner. The claims appealed are claims 7-11 and 25-34.

The item(s) checked below are appropriate:

Small Entity Status: Applicant(s) claim small entity status. See 37 CFR 1.27.

The fee has been calculated as shown below:

\$510.00

\$255.00 (small entity)

Not required (fee paid in prior appeal)

Applicant hereby petitions for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity	Other Than Small Entity
Response Filed Within	Response Filed Within
[ ] First - \$ 60.00	[ ] First - \$ 120.00
[ ] Second - \$230.00	[ ] Second - \$ 460.00
[ ] Third - \$525.00	[ ] Third - \$1050.00
month after time period set	month after time period set

[ ] Less fees (\$\_\_\_\_\_) already paid for \_\_\_ months extension of time on .

Credit Card Payment, is attached, authorizing the amount of \$ 510.00.

Please charge any deficit in the fee paid herewith to my Deposit Account No. 02-4035.

Respectfully submitted,  
BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

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